

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CHARLOTTE WINELAND, *et al.*,

Plaintiffs,

v.

AIR & LIQUID SYSTEMS CORPORATION,
et al.,

Defendants.

Case No. C19-0793RSL

**SECOND AMENDED ORDER
SETTING TRIAL DATE &
RELATED DATES**

TRIAL DATE

December 7, 2020

Reports from expert witnesses under FRCP 26(a)(2) due

June 10, 2020

All motions related to discovery must be noted on the motion
calendar no later than the Friday before discovery closes
pursuant to LCR 7(d) or LCR 37(a)(2)

Discovery completed by

August 9, 2020

Settlement conference held no later than

August 23, 2020

All dispositive motions must be filed by
and noted on the motion calendar no later than the fourth
Friday thereafter (see LCR 7(d)(3))

September 8, 2020

All motions in limine must be filed by and noted on the motion
calendar no earlier than the second Friday thereafter.
Replies will be accepted.

November 9, 2020

Agreed pretrial order due

November 25, 2020

1 Pretrial conference to be scheduled by the Court

2 Trial briefs, proposed voir dire questions, proposed jury December 2, 2020
3 instructions, and trial exhibits due

4 Length of Trial: 15 days Jury

5 These dates are set at the direction of the Court after reviewing plaintiffs' motion to
6 extend deadlines due to their expert's sudden death (Dkt. # 257) and the responses and reply
7 thereto. All other dates have already passed or are specified in the Local Civil Rules. If any of
8 the dates identified in this Order or the Local Civil Rules fall on a weekend or federal holiday,
9 the act or event shall be performed on the next business day. These are firm dates that can be
10 changed only by order of the Court, not by agreement of counsel or the parties. The Court will
11 alter these dates only upon good cause shown; failure to complete discovery within the time
12 allowed is not recognized as good cause.

13 The Clerk of Court is directed to renote all pending motions for summary judgment on
14 the Court's calendar for consideration on Friday, October 2, 2020. Defendants may withdraw and
15 replace those motions by the date set forth above if appropriate following review of plaintiffs'
16 new expert's report.

17 If the trial date assigned to this matter creates an irreconcilable conflict, counsel must
18 notify Teri Roberts, the judicial assistant, at 206-370-8810 within 10 days of the date of this
19 Order and must set forth the exact nature of the conflict. A failure to do so will be deemed a
20 waiver. Counsel must be prepared to begin trial on the date scheduled, but it should be
21 understood that the trial may have to await the completion of other cases.

22 The settlement conference conducted between the close of discovery and the filing of
23 dispositive motions requires a face-to-face meeting or a telephone conference between persons
24

1 with authority to settle the case. The settlement conference does not have to involve a third-
2 party neutral.

3 ALTERATIONS TO ELECTRONIC FILING PROCEDURES AND LOCAL RULES

4 Information and procedures for electronic filing can be found on the Western District of
5 Washington's website at www.wawd.uscourts.gov. *Pro se* litigants may file either
6 electronically or in paper form. The following alterations to the Electronic Filing Procedures
7 apply in all cases pending before Judge Lasnik:

8 – Alteration to LCR 10(e)(9) - Effective July 1, 2014, the Western District of
9 Washington will no longer accept courtesy copies in 3-ring binders. All courtesy copies must be
10 3-hole punched, tabbed, and bound by rubber bands or clips. If any courtesy copies are delivered
11 to the intake desk or chambers in 3-ring binders, the binders will be returned immediately. This
12 policy does **NOT** apply to the submission of trial exhibits.

13 – Alteration to Section III, Paragraph M of the Electronic Filing Procedures - Unless the
14 proposed order is stipulated, agreed, or otherwise uncontested, the parties need not e-mail a copy
15 of the order to the judge's e-mail address.

16 – Pursuant to LCR 10(e)(10), all references in the parties' filings to exhibits should be as
17 specific as possible (*i.e.*, the reference should cite the specific page numbers, paragraphs, line
18 numbers, etc.). All exhibits must be marked to designate testimony or evidence referred to in the
19 parties' filings. Filings that do not comply with LCR 10(e) may be rejected and/or returned to
20 the filing party, particularly if a party submits lengthy deposition testimony without highlighting
21 or other required markings.

22 – Alteration to LCR 7(d)(4) - Any motion *in limine* must be filed by the date set forth
23 above and noted on the motion calendar no earlier than the second Friday thereafter. Any
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1 response is due on or before the Wednesday before the noting date. Parties may file and serve
2 reply memoranda, not to exceed nine pages in length, on or before the noting date.

3 PRIVACY POLICY

4 Pursuant to Federal Rule of Civil Procedure 5.2 and LCR 5.2, parties must redact the
5 following information from documents and exhibits before they are filed with the court:

6 * Dates of Birth - redact to the year of birth

7 * Names of Minor Children - redact to the initials

8 * Social Security Numbers and Taxpayer Identification Numbers - redact in their entirety

9 * Financial Accounting Information - redact to the last four digits

10 * Passport Numbers and Driver License Numbers - redact in their entirety

11 All documents filed in the above-captioned matter must comply with Federal Rule of
12 Civil Procedure 5.2 and LCR 5.2.

13 COOPERATION

14 As required by LCR 37(a), all discovery matters are to be resolved by agreement if
15 possible. Counsel are further directed to cooperate in preparing the final pretrial order in the
16 format required by LCR 16.1, except as ordered below.

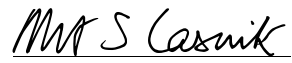
17 TRIAL EXHIBITS

18 The original and one copy of the trial exhibits are to be delivered to chambers five days
19 before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the
20 Clerk's Office. The Court hereby alters the LCR 16.1 procedure for numbering exhibits:
21 plaintiff's exhibits shall be numbered consecutively beginning with 1; defendant's exhibits shall
22 be numbered consecutively beginning with 500. Duplicate documents shall not be listed twice:
23 once a party has identified an exhibit in the pretrial order, any party may use it. Each set of
24 exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

SETTLEMENT

Should this case settle, counsel shall notify the Deputy Clerk, Kerry Simonds at 206-370-8519, as soon as possible. Pursuant to LCR 11(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement may be subject to such discipline as the Court deems appropriate.

Dated this 23rd day of March, 2020.


ROBERT S. LASNIK
United States District Judge